



RESPONSE UNDER 37 C.F.R. §1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP ART UNIT 1634

#29  
D. J. Denny  
7/21/98

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Dean L. Engelhardt, et al.)  
Serial No.: 08/486,069 )  
Filed: June 7, 1995 )  
For: NUCLEIC ACID HYBRIDIZATION )  
DETECTION AND SEQUENCING )  
PROCESS (As Previously Amended) )

Group Art Unit: 1634

Examiner: Ardin H. Marschel, Ph.D.

**COPY**

527 Madison Avenue (9<sup>th</sup> Floor)  
New York, New York 10022  
July 6, 1998

**FILED BY FIRST CLASS MAIL**

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**REQUEST UNDER 37 C.F.R. §1.129(a) FOR WITHDRAWAL  
OF THE FINALITY OF THE JANUARY 6, 1998 OFFICE ACTION**

Dear Sirs:

Pursuant to the provisions of 37 C.F.R. §1.129(a), Applicants respectfully request withdrawal of the finality of the January 6, 1998 Office Action issued in connection with the above-identified application.

The fee for filing this Request Under 37 C.F.R. §1.17(r) is \$790.00 for a other than a small entity. The Patent and Trademark Office is hereby authorized to charge Deposit Account No. 05-1135 for the requisite large entity fee of \$395.00 as set forth in 37 C.F.R. §1.17(r). The Patent and Trademark office is further authorized hereby to charge Deposit Account No. 05-1135 for any other fees required in connection with this Request, and to credit any overpayment thereto.

A duplicate copy of this Request is also attached herewith.

Favorable action on this Request is earnestly solicited.

07/21/1998 CSCOTT 00000009 051135 08486069  
01 FC:149 790.00 CH

Respectfully submitted,

*Ronald C. Fedus*  
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Enz-5(D8)(C2)

I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to Commissioner of patents and Trademarks, Washington, D.C. 20231

*Ronald C. Fedus* JULY 6 1998  
Ronald C. Fedus Date  
Reg No. 32,567

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